



# Application to Washoe County Indigent Defense Contract

## Hello!

Thank you for your interest in joining our team of Conflict Counsel attorneys. Please complete the following:

1. Application below,
2. Attach your resume,
3. Qualifications for types of cases are attached as Appendix A,
4. When complete, please send to Patrick McGinnis at [pmcginnis@washoecounty.gov](mailto:pmcginnis@washoecounty.gov)



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Types of Contract Cases requested (check all that are desired). Please see Appendix A for all descriptions

Hourly Capital (see NRS 7.125)

Hourly Life (see NRS 7.125)

Hourly Capital Appeal/Habeas

Hourly Appeal/Habeas

Non-Life Criminal Cases

Juvenile Delinquency cases

Family Court

Abuse and Neglect cases, terminations

## Contact Information

Firm/Office:

Name of Attorney(s):

Address:

Phone:

Email:

Fax:

## State Bar Information

Nevada Bar Admission Date:

Nevada Bar Number:

Have you ever been disciplined by any state bar?      Yes      No

If yes, please attach an explanation.



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## Experience

Please attach a sheet with your responses if there is not enough room for your answer.

## Criminal

How many years of criminal law experience do you have?

Please describe your work in this field:

How many felonies have you tried during your career?

What types of charges were involved in the trials you participated in?

## Appeals

How many felony appeals have you handled in your career?

How many fast tracks?

## Juvenile Delinquency

How many juvenile trials have you participated in during your career?

Please describe the work you have done that is specific to the juvenile field:



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## Abuse/Neglect and/or Parental Termination

Approximately how many parental termination cases have you tried in your career?

Approximately how many abuse and neglect cases have you been involved in?

Please describe your experience in family court:

## Qualifications

Review qualifications in Appendix A. Provide a list of case names, numbers, and jurisdictions for all trials and/or hearings that you will use to satisfy the requirements.

If you lack the required experience for the type(s) of appointment(s) sought, but you will believe you are still qualified, describe the experience and/or skills you possess which demonstrate your qualifications.

Please provide a list of all CLE completed in the last five (5) years, highlighting areas relevant to your application.

## Insurance

You must maintain professional liability insurance with policy limits of not less than \$1,000,000.

Do you currently maintain or can you maintain such a policy?      Yes      No

Have you or your professional liability insurance carrier ever settled a claim against you for professional malpractice? If so, attach an explanation if there is not enough room below:



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## Annual Training

An intensive training program shall be conducted for all private attorneys who receive appointments to cases. The program shall include training specific to criminal practice, trial practice, representation in family and juvenile work. Would you be willing to participate in a training program, which would provide Continuing Legal Education credit?

Yes      No

## Performance Standards

Are you familiar with the Performance Standards outlined in the Supreme Court Order on Indigent Defense (ADKT 411), as they relate to your practice of criminal and juvenile law?

Yes      No

## References

Please list the name, current address, telephone number, of at least three professional references.

## Mentorship

The Selection Committee will be forming and administering a mentorship program. This will be a pro bono program.

### Mentors

Mentors will include attorneys who:

1. have at least five years criminal defense experience in adult court, juvenile court, appellate work, or parental termination cases;
2. have participated in at least two murder trials and/or sexual assault/lewdness trials;
3. are Rule 250 qualified.

Would you like to participate as a mentor?      Yes      No

### Mentees

Attorneys who lack the required qualifications and/or trial experience are encouraged to apply for a mentee position (e.g. attorney does not qualify for appointment in a specific area, but would like to gain court room or trial experience.)

Would you like to participate as a mentee?      Yes      No



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## Appendix A

### Qualifications for Types of Appointed Cases

**ALL THE ATTORNEYS IN THE WASHOE COUNTY APPOINTED COUNSEL CONTRACT SHALL BE GUIDED BY NEVADA SUPREME COURT ORDER ADKT 411, REGARDING INDIGENT DEFENSE**

*Please note: individual exceptions to these qualifications may be made. The Appointed Counsel Selection Committee has the discretion to waive some of the requirements if the applicant has experience or skills that demonstrate his or her qualifications.*

#### **CRIMINAL ASSIGNMENT**

*Includes contract work on felony cases that are not Class A felonies*

1. Attorneys who contract to represent criminal litigations;
2. Have at least one felony jury trial to completion as either first or second chair;
3. Have been lead counsel in at least five preliminary hearings and/or misdemeanor trials;
4. Have demonstrated the ability to timely investigate, prepare and competently present a case to the court or jury; and
5. Be available to prepare and try cases on a timely basis.

#### **HOURLY CAPITAL**

Attorneys appointed as lead counsel in a capital case where the State of Nevada is seeking a death sentence, must exhibit proficiency and commitment to providing quality representation to defendants in death penalty cases and must:

1. Be Nevada Supreme Court Rule 250 compliant;
2. Have acted as lead counsel in at least five felony trials, including one murder trial tried to completion (i.e.; to a verdict or hung jury);
3. Have acted as defense co-counsel in at least one death penalty trial tried to completion; have been licensed to practice law for at least three years.

Attorneys appointed to second chair in a capital case shall exhibit proficiencies and commitment to providing quality representation to defendants in death penalty cases.



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## **HOURLY LIFE CASES**

Non-capital murder, sexual assault/lewdness, and highly complex life cases

Attorneys appointed as lead counsel in murder, sexual assault/lewdness cases, and other complex life cases, must exhibit proficiency and commitment to providing quality representation to defendants and must:

1. Have acted as lead counsel in at least five felony trials;
2. Have been licensed to practice law for at least three years;
3. Have significant experience with felony cases from appointment in Justice Court to District Court jury trial and sentencing; and
4. Be familiar with substantive criminal law and criminal procedure and its application in the courts of Nevada and stay abreast of changes and developments in the law by remaining compliant with continuing legal education requirements.

## **HOURLY CAPITAL APPEAL/HABEAS**

Attorneys appointed as lead counsel to represent a defendant sentenced to death in a direct appeal or in a post-conviction proceedings, must exhibit proficiency and commitment to provide quality representation to defendants and must:

1. Be Nevada Supreme Court Rule 250 Compliant;
2. Have at least three years experience in criminal litigation;
3. Have acted as lead counsel in at least two appeals or post-conviction proceedings of felony convictions; and
4. Have on at least two occasions filed briefs and/or argued in the Nevada Supreme Court, Ninth Circuit Court of Appeals or the United States Supreme Court.

## **JUVENILE DELIQUENCY CASES**

Attorneys appointed as counsel in juvenile delinquency cases must exhibit proficiency and commitment to provide quality representation to defendants and must:

1. Have at least one year experience in criminal justice and/or juvenile delinquency litigation;
2. Have full understanding and familiarity of NRS Chapter 62 and;
3. Have a minimum of four CLE credits annually in juvenile delinquency issues.



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## **ABUSE AND NEGLECT AND PARENTAL TERMINATION CASES**

Attorneys appointed as counsel in a parental termination case must exhibit proficiency and commitment to provide quality representation to defendants and must:

1. Have at least one year of experience in parental termination cases;
2. Have a minimum of three CLE credits annually in parental termination issues;
3. Have a full understanding of NRS 432B and NRS 128.0